

N19.12-0047

Figure 1

We claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below, each of which is incorporated by reference in its entirety. Insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, We acknowledge the duty to disclose to the Patent Office all information known to us to be material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

DECLARATION

POWER OF ATTORNEY

We ratify all prior actions taken by Westman, Champlin & Kelly, P.A. or the attorneys and agents mentioned above in connection with the prosecution of the above-mentioned patent application.

Please address all correspondence and telephone calls to Peter S. Dardi, Ph.D. in care of:

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(Signature)

Date: 27 APR 01

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1000-040-5354360

**STATEMENT CLAIMING
SMALL ENTITY STATUS
(SMALL BUSINESS CONCERN)**

Attorney Docket No.

N19.12-0047

First Named
Inventor : Benjamin Chaloner-Gill

Title : PHOSPHATE POWDER COMPOSITIONS AND METHODS FOR FORMING PARTICLES
WITH COMPLEX ANIONS

With respect to the invention described in

☒ the application filed herewith:
☐ Application No. ---, filed ---:
☐ Patent No. ___, issued ___:

I. IDENTIFICATION OF DECLARANT AND ANY RIGHTS AS A SMALL ENTITY

I am:

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on
behalf of the concern identified below:

NAME OF CONCERN NanoGram Corporation
46774 Lakeview Blvd.,
Fremont, CA 94538

ADDRESS OF CONCERN

The above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.12, and reproduced in 37 C.F.R. § 1.9(d), for purposes of paying reduced fees under 35 U.S.C. §§ 41(a) and (b).

II. OWNERSHIP OF INVENTION BY DECLARANT

Rights under contract or law remain with or have been conveyed to the above-identified concern. If the rights held are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person who could not be classified as (1) an independent inventor under 37 C.F.R. § 1.9(c) if that person had made the invention, (2) a small business concern under 37 C.F.R. § 1.9(d) or (3) a non-profit organization under 37 C.F.R. § 1.9(e).

☒ There is no such person, concern, or organization.
☐ The person, concerns or organizations are listed below:

FULL NAME _____

ADDRESS _____

- [] Individual
[] Small Business Concern
[] Non-Profit Organization

III. ACKNOWLEDGEMENT OF DUTY TO NOTIFY PTO OF STATUS CHANGE

I acknowledge the duty to file, in this application or patent, notification of any change resulting in loss of entitlement to small entity status pursuant to 37 C.F.R. § 1.28(b).

IV. SIGNATURES

SIGNATURE Reyko Lamb Date: 4/27/2001

NAME OF PERSON SIGNING Nobuyuki Kambe

TITLE OF PERSON Vice President for Market Development

ADDRESS OF PERSON SIGNING 46774 Lakeview Boulevard, Fremont, CA 94538

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